

MINUTES
OF THE
DECEMBER 12, 2019 SPECIAL BUSINESS MEETING



OF THE
OKLAHOMA WORKERS' COMPENSATION COMMISSION

STATEMENT OF OKLAHOMA OPEN MEETING ACT COMPLIANCE

Notice of this Special Meeting was filed with the Secretary of State's office on Monday, September 12, 2019, at 4:36 p.m., in compliance with the Open Meeting Act.

The agenda was posted at least 24 hours in advance of the meeting, in compliance with the Open Meeting Act. It was posted on the Commission website and at 1915 N. Stiles Ave., Oklahoma City, Oklahoma, the Commission's principal office.

MINUTES OF THE DECEMBER 12, 2019 SPECIAL BUSINESS MEETING OF THE OKLAHOMA WORKERS' COMPENSATION COMMISSION

The members of the Oklahoma Workers' Compensation Commission met at 1915 N. Stiles Ave., 2nd floor, Oklahoma City, Oklahoma, on December 12, 2019.

Members present: Chairman Mark Liotta and Commissioner Megan Tilly.
Members absent: Commissioner Russell.

Others Present: Lauren Hammonds Johnson, WCC; Hopper Smith, WCC; Dana Esparza, WCC; Eric Russell, WCC; James Lawson, WCC; Collin Fowler, WCC; Dr. Jay Cannon, WCC; and, Andrea Delling, WCC.

Chairman Liotta expressed appreciation for those in attendance. After the roll was taken, he announced the presence of a quorum. The meeting was called to order at approximately 1:30 p.m.

1. Approval of Minutes

The drafted minutes of the November 21, 2019, Regular Business Meeting of the Commission were considered for approval.

Motion: Commissioner Tilly moved to approve the minutes of the November 21, 2019, Regular Business Meeting of the Commission.

Second: Chairman Liotta.

Those voting aye: Chairman Liotta and Commissioner Tilly

The motion carried.

2. Discussion and Possible Action on List of Proposed Medical Case Managers

85A O.S. § 113 requires the Workers' Compensation Commission to develop, maintain, and periodically review a list of a list of qualified case managers. The period of qualification for case managers is two (2) years.

The Commission considered approving the list of case managers presented at the meeting that have been vetted by the Medical Director and recommended to have their applications approved.

Motion: Commissioner Tilly moved to approve Medical Case Managers as proposed.

Second: Chairman Liotta.

Those voting aye: Chairman Liotta and Commissioner Tilly

The motion carried.

3. Discussion and Possible Action of Consent Agenda for Travel Vouchers Currently Outstanding

Title 85A O.S. § 23 states that any Commissioner or employee of the Commission shall be entitled to receive his or her necessary traveling expenses as provided in the State Travel Reimbursement Act. The expenses shall be certified by the person who incurred them and shall be allowed and paid on presentation of vouchers approved by the Commission. In accordance with this section, the Commission considered a vote to approve the currently outstanding vouchers.

Motion: Commissioner Tilly moved to approve the Vouchers as presented.

Second: Chairman Liotta.

Those voting aye: Chairman Liotta and Commissioner Tilly

The motion carried.

4. Discussion and Possible Action on Commission Policies

The Commission discussed and considered the adoption and/or modification of:

- a. WCC-12 Facility Video Monitoring Policy;

Motion: Commissioner Tilly moved to table discussion of the policy.

Second: Chairman Liotta.

Those voting aye: Chairman Liotta and Commissioner Tilly

The motion carried.

- b. WCC-20 Performance Salary and Salary Review Policy:

Motion: Commissioner Tilly moved to table discussion of the policy.

Second: Chairman Liotta.

Those voting aye: Chairman Liotta and Commissioner Tilly

The motion carried.

5. **Discussion and Possible Action to Renew Lease Agreement with OMES and Enter Into a Sub-Lease with the Court of Existing Claims for the Kerr State Office Building in Tulsa.**

The Commission discussed possible action to:

a. Renew a Lease Agreement with OMES for the Kerr Office Building in Tulsa: Lauren Hammonds Johnson was recognized, reported, gave her recommendation, and responded to questions of the Commissioners.

Motion: Commissioner Tilly moved approve the Lease Agreement with OMES for the Kerr Office Building in Tulsa.

Second: Chairman Liotta.

Those voting aye: Chairman Liotta and Commissioner Tilly

The motion carried.

b. Enter into a Sub-Lease with the CEC for its portion of the Kerr State Office Building in Tulsa:

Motion: Commissioner Tilly moved approve the Sub-Lease with the CEC for its portion of the Kerr State Office Building in Tulsa

Second: Chairman Liotta.

Those voting aye: Chairman Liotta and Commissioner Tilly

The motion carried.

6. **Discussion and Possible Action on Personally Identifiable Data Notice, as required by 74 O.S. § 3106.4(C)-(D).**

Effective November 1, 2019, the Legislature amended 74 O.S. § 3106.4 requiring public bodies make available on their Internet website certain information related to personally identifiable data collected by the public body. In accordance with this statutory amendment, the Commission will consider approving the proposed language.

Lauren Hammonds Johnson was recognized, reported, gave her recommendation, and responded to questions of the Commissioners.

Motion: Commissioner Tilly moved to approve the proposed language as Presented.

Second: Chairman Liotta.

Those voting aye: Chairman Liotta and Commissioner Tilly

The motion carried.

7. Discussion of Fee Schedule Approval Process and Timeline

Pursuant to 85A O.S. § 50(H)(14)(b), the Workers' Compensation Commission has been working with an impartial, external consultant, Fair Health, to update the Fee Schedule. In accordance with this statute, Fair Health has been tasked with analyzing Oklahoma's Fee Schedule and proposing an amendment for WCC approval. The Commission will discuss the progress and timeline of the fee schedule review.

There was no action taken on this agenda item.

8. Announcements

The Commission's next special appeals meeting is on Friday, December 13 at 9:00 a.m. The Commission's next regular business meeting is on Thursday, January 16, 2020, at 1:30 p.m.

ADJOURNMENT.....Chairman Mark Liotta

Motion: Commissioner Tilly moved to adjourn.

Second: Chairman Liotta.

Those voting aye: Chairman Liotta and Commissioner Tilly

The motion carried. The meeting adjourned.